

House File 845 - Reprinted

HOUSE FILE _____
BY GIPP and MURPHY

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to appointments by members of the general
2 assembly to statutory boards, commissions, councils, and
3 committees, abolishing certain related entities, and including
4 effective date and applicability provisions.
5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
6 TLSB 3556HH 81
7 rj/cf/24

PAG LIN

1 1 Section 1. NEW SECTION. 2.32A APPOINTMENTS BY MEMBERS OF
1 2 THE GENERAL ASSEMBLY TO STATUTORY BOARDS, COMMISSIONS,
1 3 COUNCILS, AND COMMITTEES.
1 4 1. A member of the general assembly who is charged with
1 5 making an appointment to a statutory board, commission,
1 6 council, or committee shall make the appointment in accordance
1 7 with section 69.16B. If multiple appointing members are
1 8 charged with making appointments of public members to the same
1 9 board, commission, council, or committee, including as
1 10 provided in sections 333A.2 and 455A.8, the appointing members
1 11 shall consult with one another in making the appointments.
1 12 2. Each appointing member shall inform each appointee and
1 13 each affected board, commission, council, or committee of the
1 14 appointment and of the term of the appointment.
1 15 3. Each appointing member shall also inform the secretary
1 16 of the senate and the chief clerk of the house, as
1 17 appropriate, and the director of the legislative services
1 18 agency of the appointment. The legislative services agency
1 19 shall maintain an up-to-date listing of all appointments made
1 20 or to be made by members of the general assembly.
1 21 Sec. 2. Section 2.45, subsection 5, Code 2005, is amended
1 22 by striking the subsection.
1 23 Sec. 3. Section 2A.4, Code 2005, is amended by adding the
1 24 following new subsection:
1 25 NEW SUBSECTION. 12. Maintenance of an up-to-date listing
1 26 of all appointments made or to be made by members of the
1 27 general assembly as required by section 2.32A and in
1 28 accordance with section 69.16B. The legislative services
1 29 agency may post on the general assembly's internet website
1 30 information regarding the organization and activities of
1 31 boards, commissions, councils, and committees to which members
1 32 of the general assembly make appointments.
1 33 Sec. 4. Section 2D.3, Code 2005, is amended to read as
1 34 follows:
1 35 2D.3 LEGISLATIVE BRANCH PROTOCOL OFFICER.
2 1 The legislative services agency shall employ a legislative
2 2 branch protocol officer to coordinate activities related to
2 3 state, national, and international visitors to the state
2 4 capitol or with an interest in the general assembly, and
2 5 related to travel of members of the general assembly abroad.
2 6 ~~The protocol officer shall serve in a consultative capacity~~
2 7 ~~and shall provide staff support to the international relations~~
2 8 ~~advisory council.~~ The protocol officer shall also work with
2 9 the executive branch protocol officer to coordinate state,
2 10 national, and international relations activities. The
2 11 legislative branch protocol officer shall submit periodic
2 12 reports to the international relations committee of the
2 13 legislative council regarding the visits of state, national,
2 14 and international visitors and regarding international
2 15 activities.
2 16 Sec. 5. Section 2D.4, Code 2005, is amended to read as
2 17 follows:
2 18 2D.4 EXECUTIVE BRANCH PROTOCOL OFFICER.

2 19 The lieutenant governor, or the lieutenant governor's
2 20 designee, shall be the executive branch protocol officer. ~~The~~
~~2 21 protocol officer shall serve in a consultative capacity to the~~
~~2 22 international relations advisory council.~~ The protocol
2 23 officer shall work with the international relations committee
2 24 of the legislative council and the legislative branch protocol
2 25 officer in developing and implementing protocol for state,
2 26 national, and international visitors to the state capitol and
2 27 in improving coordination between the legislative and
2 28 executive branches in international relations activities.

2 29 Sec. 6. Section 7E.7, subsection 1, Code 2005, is amended
2 30 to read as follows:

2 31 1. ~~The Iowa finance authority and the Iowa economic~~
~~2 32 protective and investment authority shall be considered parts~~
2 33 part of the Iowa department of economic development. The Iowa
2 34 department of economic development may provide staff
2 35 assistance and administrative support to the ~~authorities~~
3 1 authority.

3 2 Sec. 7. Section 8A.204, subsection 1, paragraph a, Code
3 3 2005, is amended to read as follows:

3 4 a. The information technology council is composed of
3 5 ~~fourteen ten~~ members including the following:

3 6 (1) The chairperson of the IowaAccess advisory council
3 7 established in section 8A.221, or the chairperson's designee.

3 8 (2) Two executive branch department heads appointed by the
3 9 governor.

3 10 (3) Six persons appointed by the governor who are
3 11 knowledgeable in information technology matters.

3 12 (4) One person representing the judicial branch appointed
3 13 by the chief justice of the supreme court who shall serve in
3 14 an ex officio, nonvoting capacity.

~~3 15 (5) Four members of the general assembly with not more~~
~~3 16 than one member from each house being from the same political~~
~~3 17 party. The two senators shall be designated by the president~~
~~3 18 of the senate after consultation with the majority and~~
~~3 19 minority leaders of the senate. The two representatives shall~~
~~3 20 be designated by the speaker of the house of representatives~~
~~3 21 after consultation with the majority and minority leaders of~~
~~3 22 the house of representatives. Legislative members shall serve~~
~~3 23 in an ex officio, nonvoting capacity. A legislative member is~~
~~3 24 eligible for per diem and expenses as provided in section~~
~~3 25 2.10.~~

3 26 The information technology council shall allow
3 27 representatives of the senate, house of representatives,
3 28 legislative services agency, and office of citizens' aide to
3 29 provide information to and seek information from the council.

3 30 Sec. 8. Section 8A.221, subsection 3, paragraph a, Code
3 31 2005, is amended to read as follows:

3 32 a. The advisory council shall be composed of ~~nineteen~~
3 33 fourteen members including the following:

3 34 (1) Five persons appointed by the governor representing
3 35 the primary customers of IowaAccess.

4 1 (2) ~~Six~~ Five persons representing lawful custodians as
4 2 follows:

~~4 3 (a) One person representing the legislative branch, who~~
~~4 4 shall not be a member of the general assembly, to be appointed~~
~~4 5 jointly by the president of the senate, after consultation~~
~~4 6 with the majority and minority leaders of the senate, and by~~
~~4 7 the speaker of the house of representatives, after~~
~~4 8 consultation with the majority and minority leaders of the~~
~~4 9 house of representatives.~~

4 10 ~~(b) (a)~~ One person representing the judicial branch as
4 11 designated by the chief justice of the supreme court.

4 12 ~~(c) (b)~~ One person representing the executive branch as
4 13 designated by the governor.

4 14 ~~(d) (c)~~ One person to be appointed by the governor
4 15 representing cities who shall be actively engaged in the
4 16 administration of a city.

4 17 ~~(e) (d)~~ One person to be appointed by the governor
4 18 representing counties who shall be actively engaged in the
4 19 administration of a county.

4 20 ~~(f) (e)~~ One person to be appointed by the governor
4 21 representing the federal government.

4 22 (3) Four members to be appointed by the governor
4 23 representing a cross section of the citizens of the state.

~~4 24 (4) Four members of the general assembly, two from the~~
~~4 25 senate and two from the house of representatives, with not~~
~~4 26 more than one member from each chamber being from the same~~
~~4 27 political party. The two senators shall be designated by the~~
~~4 28 president of the senate after consultation with the majority~~
~~4 29 and minority leaders of the senate. The two representatives~~

~~4 30 shall be designated by the speaker of the house of
4 31 representatives after consultation with the majority and
4 32 minority leaders of the house of representatives. Legislative
4 33 members shall serve in an ex officio, nonvoting capacity. A
4 34 legislative member is eligible for per diem and expenses as
4 35 provided in section 2.10.~~

5 1 The advisory council shall allow representatives of the
5 2 senate, house of representatives, legislative services agency,
5 3 and office of citizens' aide to provide information to and
5 4 seek information from the advisory council.

5 5 Sec. 9. Section 12.28, subsection 1, paragraph b, Code
5 6 2005, is amended to read as follows:

5 7 b. "State agency" means a board, commission, bureau,
5 8 division, office, department, or branch of state government.
5 9 However, state agency does not mean the state board of
5 10 regents, institutions governed by the board of regents, or
5 11 authorities created under chapter 16, ~~16A~~, 175, 257C, 261A, or
5 12 327I.

5 13 Sec. 10. Section 12.30, subsection 1, paragraph a, Code
5 14 2005, is amended to read as follows:

5 15 a. "Authority" means a department, or public or quasi=
5 16 public instrumentality of the state including, but not limited
5 17 to, the authority created under chapter 12E, 16, ~~16A~~, 175,
5 18 257C, 261A, or 327I, which has the power to issue obligations,
5 19 except that "authority" does not include the state board of
5 20 regents or the Iowa finance authority to the extent it acts
5 21 pursuant to chapter 260C.

5 22 Sec. 11. Section 13B.2A, Code 2005, is amended to read as
5 23 follows:

5 24 13B.2A INDIGENT DEFENSE ADVISORY COMMISSION.

5 25 An indigent defense advisory commission is established
5 26 within the department to advise and make recommendations to
5 27 the legislature and the state public defender regarding the
5 28 hourly rates paid to court-appointed counsel and per case fee
5 29 limitations. These recommendations shall be consistent with
5 30 the constitutional requirement to provide effective assistance
5 31 of counsel to those indigent persons for whom the state is
5 32 required to provide counsel.

5 33 The advisory commission shall consist of ~~five~~ seven
5 34 members. The governor shall appoint three members, including
5 35 one member from nominations by the Iowa state bar association
6 1 and one member from nominations by the supreme court. ~~Two~~
6 2 Four members, ~~one~~ two from each chamber of the general
6 3 assembly, shall be appointed, with no more than one appointed
6 4 from the same political party from each chamber. Each member
6 5 shall serve a three-year term, with initial terms to be
6 6 staggered, except that legislative members shall serve for
6 7 terms as provided in section 69.16B. No more than three

6 8 members shall be licensed to practice law in Iowa. The state
6 9 public defender shall serve as an ex officio member of the
6 10 commission and shall serve as the nonvoting chair of the
6 11 commission.

6 12 The members of the commission are entitled to receive
6 13 reimbursement for actual expenses incurred as provided for in
6 14 section 7E.6, subsection 2, while engaged in the performance
6 15 of the duties of the commission. A legislative member is
6 16 eligible for per diem and expenses as provided in section
6 17 2.10.

6 18 The advisory commission shall file a written report every
6 19 three years with the governor and the general assembly by
6 20 January 1 of a year in which a report is due regarding the
6 21 recommendations and activities of the commission. The first
6 22 such report shall be due on January 1, 2003.

6 23 Sec. 12. Section 15E.63, subsection 2, Code 2005, is
6 24 amended to read as follows:

6 25 2. The board shall consist of five voting members and ~~two~~
6 26 four nonvoting advisory members. The five voting members
6 27 shall be appointed by the governor and confirmed by the senate
6 28 pursuant to section 2.32. The five voting members shall be
6 29 appointed to five-year staggered terms that shall be
6 30 structured to allow the term of one member to expire each
6 31 year. One nonvoting member shall be appointed by the majority
6 32 leader of the senate after consultation with the president of
6 33 the senate and the minority leader of the senate and one
6 34 nonvoting member shall be appointed by the minority leader of
6 35 the senate after consultation with the president and the
7 1 majority leader of the senate. One ~~Two~~ nonvoting member
7 2 members shall be appointed by the speaker of the house of
7 3 representatives after consultation with the majority and
7 4 minority leaders of the house of representatives. The
7 5 nonvoting members shall ~~be appointed for two-year~~ serve terms

~~7 6 which shall expire upon the convening of a new general
7 7 assembly as provided in section 69.16B. Vacancies shall be
7 8 filled in the same manner as the appointment of the original
7 9 members. Members shall be compensated by the board for direct
7 10 expenses and mileage but members shall not receive a
7 11 director's fee, per diem, or salary for service on the board.
7 12 Members shall be selected based upon demonstrated expertise
7 13 and competence in the supervision of investment managers, in
7 14 the fiduciary management of investment funds, or in the
7 15 management and administration of tax credit allocation
7 16 programs. Members shall not have an interest in any person to
7 17 whom a tax credit is allocated and issued by the board.~~

7 18 Sec. 13. Section 17A.8, subsection 2, Code 2005, is
7 19 amended to read as follows:

7 20 2. A committee member shall be appointed prior to the
7 21 ~~adjournment convening of a the first regular session convened~~
7 22 ~~in an odd-numbered year of each general assembly. The term of~~
7 23 ~~office shall be for four years as provided in section 69.16B~~
7 24 ~~beginning May 1 of the year of appointment upon the convening~~
7 25 ~~of the first regular session of each general assembly.~~

7 26 However, a member shall serve until a successor is appointed.
7 27 A vacancy on the committee shall be filled by the original
7 28 appointing authority for the remainder of the term. A vacancy
7 29 shall exist whenever a committee member ceases to be a member
7 30 of the house from which the member was appointed.

7 31 Sec. 14. Section 18A.2, subsections 2 and 3, Code 2005,
7 32 are amended to read as follows:

7 33 2. The legislative members of the commission shall be
7 34 appointed to ~~four-year~~ terms of office, ~~two of which shall~~
7 35 ~~expire every two years as provided in section 69.16B, unless~~
8 1 sooner terminated by a commission member ceasing to be a
8 2 member of the general assembly. Vacancies shall be filled by
8 3 appointment of the speaker of the house or the president of
8 4 the senate, after consultation with the majority leader and
8 5 the minority leader of the senate, as the case may be, for the
8 6 unexpired term of their predecessors.

8 7 3. The term of office of each appointive voting member of
8 8 the commission shall begin on the first of May of the odd=
8 9 numbered year in which the member is appointed.

8 10 Sec. 15. Section 28.3, subsection 4, Code 2005, is amended
8 11 to read as follows:

8 12 4. In addition to the voting members, the Iowa board shall
8 13 include ~~six four~~ members of the general assembly with not more
8 14 than ~~two members one member~~ from each chamber being from the
8 15 same political party. The ~~three two~~ senators shall be
8 16 appointed by the majority leader of the senate after
8 17 consultation with the president of the senate and the minority
8 18 leader of the senate. The ~~three two~~ representatives shall be
8 19 appointed by the speaker of the house of representatives after
8 20 consultation with the majority and minority leaders of the
8 21 house of representatives. Legislative members shall serve in
8 22 an ex officio, nonvoting capacity. A legislative member is
8 23 eligible for per diem and expenses as provided in section
8 24 2.10.

8 25 Sec. 16. NEW SECTION. 69.16B APPOINTMENTS BY MEMBERS OF
8 26 GENERAL ASSEMBLY TO STATUTORY BOARDS, COMMISSIONS, COUNCILS,
8 27 AND COMMITTEES == TERMS.

8 28 Unless otherwise specifically provided by law, an
8 29 appointment to a statutory board, commission, council, or
8 30 committee made by a member or members of the general assembly
8 31 pursuant to section 2.32A shall be at the pleasure of the
8 32 appointing member but in no event for longer than a two-year
8 33 term which shall expire upon the convening of the following
8 34 general assembly, or when the appointee's successor is
8 35 appointed, whichever occurs later. Unless otherwise provided,
9 1 a vacancy exists if a member of the general assembly serving
9 2 on a statutory board, commission, council, or committee ceases
9 3 to be a member of the general assembly. A vacancy shall be
9 4 filled for the unexpired portion of the term in the same
9 5 manner as the original appointment.

9 6 Sec. 17. Section 80B.6, unnumbered paragraph 2, Code 2005,
9 7 is amended to read as follows:

9 8 One senator appointed by the president of the senate after
9 9 consultation with the majority leader and the minority leader
9 10 of the senate ~~and one representative, one senator appointed by~~
9 11 ~~the minority leader of the senate after consultation with the~~
9 12 ~~president and the majority leader of the senate, and two~~
9 13 ~~representatives appointed by the speaker of the house after~~
9 14 ~~consultation with the majority and minority leaders of the~~
9 15 ~~house of representatives are also ex officio, nonvoting~~
9 16 members of the council who shall serve terms as provided in

9 17 section 69.16B.

9 18 Sec. 18. Section 216A.53, Code 2005, is amended to read as
9 19 follows:

9 20 216A.53 TERM OF OFFICE.

9 21 Four of the members appointed to the initial commission
9 22 shall be designated by the governor to serve two-year terms,
9 23 and five shall be designated by the governor to serve four-
9 24 year terms. The legislative members of the commission shall
9 25 be appointed to ~~four-year terms of office, two of which shall~~
9 26 ~~expire every two years as provided in section 69.16B,~~ unless
9 27 sooner terminated by a commission member ceasing to be a
9 28 member of the general assembly. Succeeding appointments of
9 29 voting members shall be for a term of four years. Vacancies
9 30 in the membership shall be filled for the unexpired term in
9 31 the same manner as the original appointment.

9 32 Sec. 19. Section 216A.132, unnumbered paragraph 3, Code
9 33 2005, is amended to read as follows:

9 34 The chief justice of the supreme court shall appoint two
9 35 additional members currently serving as district judges. Two
10 1 members of the senate and two members of the house of
10 2 representatives shall be ex officio members and shall be
10 3 appointed by the majority and minority leaders of the senate
10 4 and the speaker and minority leader of the house of
10 5 representatives pursuant to section 69.16 and shall serve
10 6 terms as provided in section 69.16B. ~~Members Nonlegislative~~
10 7 ~~members~~ appointed pursuant to this paragraph shall serve for
10 8 four-year terms beginning and ending as provided in section
10 9 69.19 unless the member ceases to serve as a district court
10 10 judge ~~or as a member of the senate or of the house of~~
10 11 ~~representatives.~~

10 12 Sec. 20. Section 225C.5, subsection 1, paragraph j, Code
10 13 2005, is amended to read as follows:

10 14 j. In addition to the voting members, the membership shall
10 15 include four members of the general assembly with one member
10 16 designated by each of the following: the majority leader of
10 17 the senate, the minority leader of the senate, the speaker of
10 18 the house of representatives, and the minority leader of the
10 19 house of representatives. A legislative member serves for a
10 20 term as provided in section 69.16B in an ex officio, nonvoting
10 21 capacity and is eligible for per diem and expenses as provided
10 22 in section 2.10.

10 23 Sec. 21. Section 225C.48, subsection 1, Code 2005, is
10 24 amended to read as follows:

10 25 1. An eleven-member personal assistance and family support
10 26 services council is created in the department. The members of
10 27 the council shall be appointed by the ~~following officials as~~
10 28 ~~follows: governor, five members; majority leader of the~~
10 29 ~~senate, three members; and speaker of the house, three~~
10 30 ~~members.~~ At least three five of the ~~governor's~~ appointments
10 31 ~~and one of each legislative chamber's appointments~~ shall be a
10 32 family member of an individual with a disability as defined in
10 33 section 225C.47. At least five one of the members shall be
10 34 ~~consumers~~ a consumer of personal services. Members shall
10 35 serve for three-year staggered terms. A vacancy on the
11 1 council shall be filled in the same manner as the original
11 2 appointment. The members of the council shall be entitled to
11 3 reimbursement of actual and necessary expenses incurred in the
11 4 performance of their official duties. The council shall elect
11 5 officers from among the council's members.

11 6 Sec. 22. Section 231.12, Code 2005, is amended to read as
11 7 follows:

11 8 231.12 TERMS.

11 9 All members of the commission appointed by the governor
11 10 shall be appointed for terms of four years, with staggered
11 11 expiration dates. The terms of office of members appointed by
11 12 the governor shall commence and end as provided by section
11 13 69.19. Members of the commission appointed by the president
11 14 of the senate and the speaker of the house of representatives
11 15 shall serve terms of office as provided in section 69.16B. A
11 16 vacancy on the commission shall be filled for the unexpired
11 17 term of the vacancy in the same manner as the original
11 18 appointment was made. If a legislative member ceases to be a
11 19 member of the general assembly the legislative member may
11 20 continue to serve until a successor is appointed.

11 21 Sec. 23. Section 237A.21, subsection 3, paragraph m, Code
11 22 2005, is amended to read as follows:

11 23 m. ~~Two~~ Four legislators appointed in a manner so that both
11 24 chambers and both major political parties are represented.

11 25 Sec. 24. Section 249A.4, subsection 8, unnumbered
11 26 paragraph 1, Code 2005, is amended to read as follows:

11 27 Shall advise and consult at least semiannually with a

11 28 council composed of the presidents of the following
11 29 organizations, or a president's representative who is a member
11 30 of the organization represented by the president: the Iowa
11 31 medical society, the Iowa osteopathic medical association, the
11 32 Iowa academy of family physicians, the Iowa chapter of the
11 33 American academy of pediatrics, the Iowa physical therapy
11 34 association, the Iowa dental association, the Iowa nurses
11 35 association, the Iowa pharmacy association, the Iowa podiatric
12 1 medical society, the Iowa optometric association, the Iowa
12 2 association of community providers, the Iowa psychological
12 3 association, the Iowa psychiatric society, the Iowa chapter of
12 4 the national association of social workers, the Iowa hospital
12 5 association, the Iowa association of rural health clinics, the
12 6 opticians' association of Iowa, inc., the Iowa association of
12 7 hearing health professionals, the Iowa speech and hearing
12 8 association, the Iowa health care association, the Iowa
12 9 association for home care, the Iowa council of health care
12 10 centers, the Iowa physician assistant society, the Iowa
12 11 association of nurse practitioners, the Iowa occupational
12 12 therapy association, the Iowa association of homes and
12 13 services for the aging, the ARC of Iowa which was formerly
12 14 known as the association for retarded citizens of Iowa, the
12 15 alliance for the mentally ill of Iowa, Iowa state association
12 16 of counties, and the governor's developmental disabilities
12 17 council, together with one person designated by the Iowa
12 18 chiropractic society; one state representative from each of
12 19 the two major political parties appointed by the speaker of
12 20 the house, one state senator from each of the two major
12 21 political parties appointed by the president of the senate,
12 22 after consultation with the majority leader and the minority
12 23 leader of the senate, each for a term of two years as provided
12 24 in section 69.16B; four public representatives, appointed by

12 25 the governor for staggered terms of two years each, none of
12 26 whom shall be members of, or practitioners of, or have a
12 27 pecuniary interest in any of the professions or businesses
12 28 represented by any of the several professional groups and
12 29 associations specifically represented on the council under
12 30 this subsection, and at least one of whom shall be a recipient
12 31 of medical assistance; the director of public health, or a
12 32 representative designated by the director; the dean of Des
12 33 Moines university == osteopathic medical center, or a
12 34 representative designated by the dean; and the dean of the
12 35 university of Iowa college of medicine, or a representative
13 1 designated by the dean.

13 2 Sec. 25. Section 252B.18, subsection 1, paragraph b, Code

13 3 2005, is amended to read as follows:

13 4 b. The legislative members of the committee shall be
13 5 appointed by the majority leader of the senate, after
13 6 consultation with the president ~~of the senate~~, and the
13 7 minority leader of the senate, and by the speaker of the house
13 8 of representatives, after consultation with the majority
13 9 leader and the minority leader of the house of
13 10 representatives. ~~Members~~ Nonlegislative members shall serve
13 11 staggered terms of two years. Appointments shall comply with
13 12 sections 69.16 and 69.16A. Vacancies shall be filled by the
13 13 original appointing authority and in the manner of the
13 14 original appointments.

13 15 Sec. 26. Section 256.32, subsections 2 and 4, Code 2005,
13 16 are amended to read as follows:

13 17 2. The council may also include as ex officio members the
13 18 following persons, as determined by the voting members of the
13 19 council:

13 20 a. The state future farmers of America president.

13 21 b. The current state future farmers of America alumni
13 22 association president.

13 23 c. The current postsecondary agriculture students
13 24 president.

13 25 d. The current young farmers educational association
13 26 president.

13 27 e. A state consultant in agricultural education.

13 28 f. The secretary of agriculture or the secretary's
13 29 designee.

13 30 g. ~~A member~~ Two members of each house of the general
13 31 assembly. This membership shall be bipartisan in composition
13 32 and one member each shall be selected by the president of the
13 33 senate, after consultation with the majority leader and the
13 34 minority leader of the senate, and by the minority leader of
13 35 the senate, after consultation with the president and the
14 1 majority leader of the senate, and two members shall be
14 2 selected by the speaker of the house of representatives, after
14 3 consultation with the majority and minority leaders of the

14 4 house of representatives.

14 5 4. The term of membership is three years. The terms shall
14 6 be staggered so that three of the terms end each year, but no
14 7 member serving on the initial council shall serve less than
14 8 one year. The governor shall determine the length of the
14 9 initial terms of office. However, the terms of office for
14 10 members of the general assembly shall be as provided in
14 11 section 69.16B.

14 12 Sec. 27. Section 261.1, subsections 3 and 4, Code 2005,
14 13 are amended to read as follows:

14 14 3. ~~A member~~ Two members of the senate, one to be appointed
14 15 by the president of the senate, after consultation with the
14 16 majority leader and the minority leader of the senate, and one
14 17 to be appointed by the minority leader of the senate, after
14 18 consultation with the president and majority leader of the
14 19 senate, to serve as an ex officio nonvoting member members for
14 20 a term of four years beginning on July 1 of the year of
14 21 appointment terms as provided in section 69.16B.

14 22 4. ~~A member~~ Two members of the house of representatives to
14 23 be appointed by the speaker of the house of representatives,
14 24 after consultation with the majority and minority leaders of
14 25 the house of representatives to serve as an ex officio
14 26 nonvoting member members for a term of four years beginning on
14 27 July 1 of the year of appointment terms as provided in section
14 28 69.16B.

14 29 Sec. 28. Section 272B.2, Code 2005, is amended to read as
14 30 follows:

14 31 272B.2 EDUCATION COMMISSION OF THE STATES.

14 32 Article III, paragraph 1, of the compact notwithstanding,
14 33 the members of the education commission of the states
14 34 representing this state consist of the governor, two
14 35 nonlegislative members appointed by the governor, two members
15 1 of the senate appointed by the majority leader of the senate,
15 2 and two members of the house of representatives appointed by
15 3 the speaker of the house of representatives. ~~The~~
15 4 Nonlegislative members shall serve four-year terms and
15 5 legislative members shall serve terms as provided in section
15 6 69.16B. Nonlegislative members shall serve on the education
15 7 commission of the states without compensation, but shall
15 8 receive their actual and necessary expenses and travel.
15 9 Legislative members shall receive actual and necessary
15 10 expenses and travel pursuant to sections 2.10 and 2.12.
15 11 Vacancies on the commission shall be filled for the unexpired
15 12 portion of the term in the same manner as the original
15 13 appointments. If a member ceases to be a member of the
15 14 general assembly, the member shall no longer serve as a member
15 15 of the education commission of the states.

15 16 Sec. 29. Section 333A.2, subsection 1, paragraph d, Code
15 17 2005, is amended to read as follows:

15 18 d. An operations research analyst experienced in cost
15 19 effectiveness analysis of county services appointed jointly
15 20 by, and to serve at the pleasure of, the legislative council
15 21 the majority and minority leaders of the senate and the
15 22 speaker of the house of representatives, after consultation by
15 23 the speaker with the minority leader of the house of
15 24 representatives.

15 25 Sec. 30. Section 384.13, unnumbered paragraph 1, Code
15 26 2005, is amended to read as follows:

15 27 As used in this division, unless the context otherwise
15 28 requires, "committee" means the city finance committee and
15 29 "director" means the director of the department of management.
15 30 ~~A nine-member~~ An eight-member city finance committee is
15 31 created. Members of the committee are:

15 32 Sec. 31. Section 384.13, subsection 5, Code 2005, is
15 33 amended by striking the subsection.

15 34 Sec. 32. Section 455A.8, subsection 1, Code 2005, is
15 35 amended to read as follows:

16 1 1. The Brushy creek recreation trails advisory board shall
16 2 be organized within the department and shall be composed of
16 3 ten members including the following: the director of the
16 4 department or the director's designee who shall serve as a
16 5 nonvoting ex officio member, the park ranger responsible for
16 6 the Brushy creek recreation area, a member of the state
16 7 advisory board for preserves established under chapter 465C, a
16 8 person appointed by the governor, ~~and six persons appointed by~~
16 9 ~~the legislative council~~ two persons appointed by the majority
16 10 leader of the senate, one person appointed by the minority
16 11 leader of the senate, and three persons appointed by the
16 12 speaker of the house of representatives after consultation
16 13 with the majority and minority leaders of the house of
16 14 representatives. Each person appointed by the governor or

16 15 ~~legislative council by a member of the general assembly~~ must
16 16 actively participate in recreational trail activities such as
16 17 hiking, an equestrian sport, or a winter sport at the Brushy
16 18 creek recreation area. The voting members shall elect a
16 19 chairperson at the board's first meeting each year.
16 20 Sec. 33. Section 514E.2, subsection 2, paragraph f, Code
16 21 2005, is amended to read as follows:
16 22 f. ~~Two~~ Four members of the general assembly, ~~one~~ two of
16 23 whom shall be appointed by the speaker of the house ~~and of~~
16 24 ~~representatives, after consultation with the majority and~~
16 25 ~~minority leaders of the house of representatives, one of whom~~
16 26 shall be appointed by the president of the senate, after
16 27 consultation with the majority leader and the minority leader
16 28 of the senate, ~~and one of whom shall be appointed by the~~
16 29 ~~minority leader of the senate, after consultation with the~~
16 30 ~~president and majority leader of the senate, who shall be ex~~
16 31 officio, nonvoting members.
16 32 Sec. 34. Chapter 16A, Code 2005, is repealed.
16 33 Sec. 35. Sections 2.35, 2.36, 2D.1, 331.440A, and
16 34 602.1514, Code 2005, are repealed.
16 35 Sec. 36. EFFECTIVE DATE AND APPLICABILITY PROVISIONS.
17 1 This Act, being deemed of immediate importance, takes effect
17 2 upon enactment, except that the section of this Act amending
17 3 section 28.3 takes effect January 8, 2007. This Act applies
17 4 to both current and future appointees named by a member or
17 5 members of the general assembly.
17 6 HF 845
17 7 rj:nh/es/25